

DAP Inc.
P.O. Box 277
Dayton, Ohio 45401-0277
513-667-4461

May 1, 1990

Mr. Joseph A. Kawecki
U.S. Environmental Protection Agency
5HSM/TUB-7
230 South Dearborn Street
Chicago, IL 60604

RE: Information Request/Powell
Road Landfill

Dear Mr. Kawecki:

Set forth below is the response of DAP, Inc. to the information request of your agency concerning the Powell Road Landfill. I have previously requested an extension for this answer from Mr. Leonardo D. Robinson due to the fact that we were having difficulty obtaining information from our waste handlers. The information gathered to date has been enclosed and, therefore, I have prepared this initial answer to your information request. If more information becomes available as further investigation continues on the part of DAP, we will be happy to supply that information at such time as it becomes available.

Question No. 1: The person answering these questions on behalf of respondent is:

Randolph T. Tormey, Legal Counsel
DAP Incorporated
P.O. Box 277
Dayton, OH 45401

Street Address: 855 North Third Street
Tipp City, OH 45371

Question No. 2: Identify all person consulted in the preparation of the answer:

Susan Sandro, Manager Environmental Affairs
DAP Incorporated

Ray Fisher, Plant Manager
5300 Huberville Road
Dayton, OH 45431

Erv Karaba, Plant Manager-Tipp City Plant
875 North Third Street
Tipp City, OH 45371

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David Fuller, Manager Purchasing and Operation
Planning
DAP Incorporated

Robert Kania, Manager Industrial Waste Disposal
Company
3975 Wagner Ford Road
Dayton, OH 45414

J. Kevin Kendall, Division Manager Laidlaw Waste
Systems
1766 North Gettysburg Avenue
Dayton, OH 45427

Linda Keller, Sales Coordinator
Koogler Suburban
P.O. Box 1799
1700 North Broad Street
Fairborn, OH 45324

Mr. Rich Staugler
DAP Incorporated Corporate Headquarters
Tipp City, OH 45371

Mr. Ron English, Huberville Road Plant, Supervisor
5300 Huberville Road
Dayton, OH 45431

Question No. 3: Please see attached documents.

Question No. 4: Please see attached document listing EPA I.D.
numbers.

Question No. 5: We have no information concerning acts or
omissions of any other parties who may have been
involved with Powell Road Landfill.

5a: We have no information concerning such third
parties and, therefore, are unable to answer.

5b: DAP had no material which may have contained
hazardous substances that was sent to the site to
the best information of DAP and, therefore, we
are unable to answer question 5b. In general,
DAP has certain, specified hazardous waste
contractors who dispose of the hazardous

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waste from DAP plants and, therefore, to the extent that we exercise due care concerning this type waste, that due care is exercised by segregation of waste handlers and waste streams within our plants.

Question No. 6: We have no information pertaining to persons who would have knowledge concerning waste handling treatment or etc. at the site.

Question No. 7: Respondent had no arrangements with persons as described in Question No. 6.

Question No. 8a: Unknown.

8b: Unknown.

8c: Not applicable.

Question 9 a-d : Unknown.

Question 10 a-d: Unknown.

Question No. 11: Unavailable.

Question No. 12: We know of no ungoing or planned investigation of the site.

Question No. 13: We have no information which establishes that any material whatsoever was sent to the site.

Question No. 14: We have no information which establishes that anyone dispose of or treated materials at the site, arranged for disposal or treatment of materials at the site, or arranged for the transportation of materials to the site. As provided in answer to Question No. 3, DAP has provided information concerning all of its waste handlers during the pertinent period, however, DAP has no knowledge of the transportation by these waste handlers of material to the site.

Question No. 15: Not applicable.

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Question No. 16: We currently are able to supply the following information concerning types of insurance carriers from April 1, 1987-88.

<u>Carriers</u>	<u>Type</u>	<u>Limits of Liability</u>
Continental	CGL	1 million aggregate with 1 million deductible. Basically a fronting policy.

April 1, 1987-88:

<u>Carriers</u>	<u>Type</u>	<u>Limits of Liability</u>
Weavers Syndicate	Excess	Excess claims made.

April 1, 1982:

<u>Carriers</u>	<u>Policy No</u>	<u>Type</u>
Travelers	TSLG-182T896-3-82	SGL
Hartford	90LP061836	SGL

Other insurance coverage information is not available to DAP personnel. At the time Powell Road was open DAP was a wholly owned subsidiary of Schering Plough Corporation, Memphis, Tennessee.

Question No. 17: Income tax returns for DAP were filed by various corporate parent companies as consolidated returns and, therefore, no income tax returns on behalf of DAP are available.

Question No. 18: Please find enclosed balance sheets reflecting the last five years of operation which reflects the current financial status of DAP and the financial status over time.

Financial background questions Corporate PRP's:

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Item No. 1: The current parent corporation of DAP is:
USG Corp.
101 South Wacker Drive
Chicago, IL

USG purchased all the stock of DAP in September, 1987. The previous corporate parent was Beecham Holdings a subsidiary of Beecham-PLC. Beecham PLC has now merged with SmithKline Beckman under the name SmithKline-Beecham. At the time of the sale of DAP to USG, Beecham executed an indemnity agreement for off-site waste disposal liability and, therefore, under Question No. 2 SmithKline-Beecham may be responsible for any liabilities of respondent arising from or relating to release of hazardous substances. Beecham acquired DAP in March, 1983 from Schering Plough Corporation, Memphis, Tennessee. Schering Plough did not retain liability for waste disposal.

Question No. 3: The articles of incorporation and bylaws of DAP are enclosed. The officers of DAP are as follows:

S.D. Constan	President and Chief Executive Officer
A.W. Harvey	Vice President-Finance and Administration and Assistant Secretary
W.R. Hogan	Vice President and Treasurer
P.J. Kohut	Vice President-Sales
J.A. Lowry	Vice President-Research and Development
A.K. Mehan	Vice President-Operations
J.F. Twomey	Vice President-Human Resources
J.E. Schaal	Secretary
R.T. Tormey	Assistant Secretary

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Question No. 4: A majority share holder of DAP is USG Corporation. The management duties are as noted above. No corporate officers hold shares of the company. USG Corporation is a sole-shareholder.

Question No. 5: Not applicable.


Question No. 6: Not applicable.

Question No. 7: No information available.

Question No. 8: Not applicable.

At such time as further information or any different information becomes available we shall up-date these responses. If you have any questions in regard to the above, please contact me.

Sincerely,



Randolph T. Tormey
Legal Counsel

Enclosure

RTT/jap

cc: Susan Sandro